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ue Bromaghim

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DUPLICATE

CUSTOMER NO. 36257

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Wayne CHEN et al.

Title:

System and Methods for Classifying Anomalies of Sample Surfaces

Application No.:

10/613,634

Filing Date:

July 3, 2003

Examiner:

Michael P. STAFIRA

Group Art Unit:

2877

Docket No.:

TNCR.178US1

Conf. No.:

4612

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

PETITION RE WRONGFUL HOLDING OF ABANDONMENT

Sir:

This Petition is submitted as a result of a Notice of Abandonment dated November 29, 2005. The Notice states that the issue and publication fee was not timely paid, and also states that the submitted fee of \$0 is insufficient.

Attached is the undersigned's PART B – FEE(S) TRANSMITTAL, in duplicate, as originally transmitted by fax to the USPTO on October 12, 2005. Also attached is the PTO AUTO-REPLY FACSIMILE TRANSMISSION, showing the 2 pages duly received on that date. This documentation shows authorization to charge the undersigned's Deposit Account No. 502664 in the requisite amounts (\$1400 issue fee / \$300 publication fee / \$6 advance order – 2 copies of the issued patent).

Attorney Docket No.: TNCR.178US1

Application No.: 10/613,634

The undersigned requests that the holding of abandonment be withdrawn and that the application proceed to issue. If a telephone call to the undersigned at 415.318.1162 would facilitate matters, it would be greatly appreciated.

No fee is believed due. However, in the interest of caution, please charge any fees required to Deposit Account No. 50-2664. This authorization is provided in duplicate.

Respectfully submitted,

James S. Hsue

Reg. No. 29,545

December 2, 2005

Date

PARSONS HSUE & de RUNTZ LLP

595 Market Street, Suite 1900 San Francisco, California 94105

Telephone: 415.318.1160 (main) Telephone. 415.318.1162 (direct)

Fax: 415.693.0194

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

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Attorney Docket No.: TNCR.178US1 Application No.: 10/613,634 PARSONS HSUE & DE RUNTZ LLP

595 Market Street, Suite 1900 San Francisco, CA 94105 tel 415.318.1160 fax 415.693.0194

Date To December 2, 2005 Ms. Blanche May

Office of Patent Publication Image Assistance Center

United States Patent and Trademark Office

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From

James S. Hsue, Esq.

Total pages

8 (including this cover page)

Subject

Wrongful Holding of Abandonment

Your Ref.

Appln. No. 10/613,634

Our Ref.

TNCR.178US1

Dear Ms. May:

I am submitting this Petition and associated documentation in response to your telephone call today with my secretary, Sue Bromaghim.

Please advise me if anything further needs to be done to expedite the handling of this matter.

Thank you.

Respectfully,

James Hsue

Registration No. 29,545

OUSTOMER SERVICE

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Respectfully submitted,

C Have

Reg. No. 29,545

<u>December 2, 2005</u>

Date

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Telephone: 415.318.1160 (main) Telephone. 415.318.1162 (direct)

Fax: 415.693.0194

Attorney Docket No.: TNCR.178US1

Application No.: 10/613,634

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APPLICATION NO.	FILING DATE		FIRST NAMED INVE	NTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.		
10/613,634	07/03/2003		Wayne Chen		TNCR.178USI	4612		
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APPLN, TYPE	SMALL ENTITY	ISSUE F		UBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE		
nonprovisional	NO —	\$1400) 	\$300	\$1700 —	10/13/2005		
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STAFIRA, MICH	HAEL PATRICK	2877		356-392000				
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4a. The following fee(s) are enclosed: 4b. Payment of Fee(s): A check in the amount of the fee(s) is enclosed. Publication Fee (No small entity discount permitted) Payment by credit card. Form PTO-2038 is attached.								
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Authorized Signature Date OCTOBER 12, 2005								
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This collection of informatio an application. Confidentiali submitting the completed ap this form and/or suggestions Box 1450, Alexandria, Virgi Alexandria, Virginia 22313-	for reducing this burden, she nia 22313-1450. DO NOT S	ould be sent to the END FEES OR C	c Chief Information (COMPLETED FORM	n or retain a benefit by is estimated to take 12 individual case. Any conficer, U.S. Patent and IS TO THIS ADDRES	the public which is to file (ar minutes to complete, includi comments on the amount of to d Trademark Office, U.S. Dep SS. SEND TO: Commissioner	nd by the USPTO to proc ng gathering, preparing, time you require to comp partment of Commerce, P for Patents, P.O. Box 14		

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Sue Bromaghim	(Depositor's na
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	FIRST NAMED INVENTOR ATTORNEY DOCKET NO.	
10/613,634	07/03/2003	Wayne Chen	TNCR.178US1	4612

TITLE OF INVENTION: SYSTEM AND METHODS FOR CLASSIFYING ANOMALIES OF SAMPLE SURFACES

APPLN. TYPE	SMALL ENTITY	ISSUE FEE		PUBLICATION FEE	TOTA	L FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400		\$300		\$1700	10/13/2005
EXAMINER		ART UNIT		CLASS-SUBCLASS			
STAFIRA, MICHAEL PATRICK		2877		356-392000			
1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363). Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached. The Address form PTO/SB/122) attached. The Address form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required. 2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.							
3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)							
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(A) NAME OF ASSIGNEE (B) RESIDENCE: (CITY and STATE OR COUNTRY)							
KLA-TENCOR CORPORATION SAN JOSE, CALIFORNIA Please check the appropriate assignee category or categories (will not be printed on the patent): Individual Corporation or other private group entity Governm							
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Issue Fee		A check in the amount of the fee(s) is enclosed.					
Publication Fee (No small entity discount permitted) Payment by credit card. Form PTO-2038 is attached.							
Advance Order - # o	The Di	The Director is hereby authorized by charge the required fee(s), or credit any overpayment					

山 b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2) a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other part interest as shown by the records of the United States Parent and Trademark Office.

Deposit Account Number

Authorized Signature Typed or printed name

JAMES

5. Change in Entity Status (from status indicated above)

HSUE S.

OCTOBER 12, 2005 Date

(enclose an extra copy of this form).

29,545 Registration No.

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